IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE FIFTH DAY OF OCTOBER
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE SRI BILAL NAZKI, THE ACTING CHIEF JUSTICE

and
THE HON'BLE SRI JUSTICE R.SUBHASH REDDY

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WRIT PETITION NO : 15483 of 2005

Between:

N.V. Subba Rayudu

..... PETITIONER

AND

1 High Court of A.P.

rep by The Registrar General,

High Court of Andhra Pradesh,

Hyderabad, and another.

.....RESPONDENTS

ORDER: **(Per Hon'ble Sri Bilal Nazki, The Acting Chief Justice)**

Heard learned Counsel for the parties.

The petitioner is working as Superintendent in the Principal Junior Civil

Judge's Court at Puttur, Chittoor District. According to him, he was entitled to be appointed as Junior Civil Judge, and in response to an advertisement, he also applied. The notification was issued on 14-07-2003. He was issued a hall-ticket. He attended the examination held on 14-03-2003, and was qualified in the written examination, and attended the interview on 27-07-2004. Ultimately, when the selections were made, he was not selected. He wants that this Court should direct his appointment on the ground that he was the senior most in the cadre of Head Clerks within the Scheduled Caste category, and was eligible for appointment by transfer to the post of Junior Civil Judge. He further submits that there are still six vacancies of Junior Civil Judge posts reserved for the Scheduled Caste category available.

In the counter-affidavit, it has not been denied that the petitioner was a candidate for appointment by transfer to the post of Junior Civil Judge. The petitioner appeared in the examination, and he was also interviewed. But his merit was inferior to the merit of those who were appointed. It is not denied that the posts are available, but the petitioner cannot be appointed against the posts, which have become now available, and which were not advertised by notification dated 12-08-2003. It is also submitted in the counter that notifications were issued for limited recruitment against the posts for reserved categories, and the petitioner also applied, but failed in the examination itself, and was not able to get 25% marks. It had been laid down in the special Rules for A.P.State Judicial Service, that only candidates from the reserved categories, who secure 25% marks or more shall be eligible to be called for interview.

In view of these facts, we do not find any merit in this writ petition, which is accordingly dismissed. No costs.

(Bilal Nazki, A.C.J)

5th October, 2005

(R.Subhash Reddy, J)

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